

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Attorney Docket No. 034536-0390  
(formerly 038602-0402)

In re patent application of  
Peng Cho TANG *et al.*

Serial No.: 09/191,199

Group Art Unit: 1624

Filed: November 12, 1998

Examiner: B. Coleman

For: AZAINDOLE TYROSINE KINASE INHIBITORS (as amended)

TECH CENTER 1600/2900

OCT 01 2003

RECEIVED

344

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Your Petitioner, SUGEN, Inc., hereinafter represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 09/191,199, filed November 12, 1998, by virtue of an Assignment filed and recorded on February 22, 1999, on Reel/Frame 9803/0221, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX A. Further, your Petitioner represents that it is the owner of the entire right, title and interest in and to U.S. Patent Application Serial No. 09/899,550, filed July 6, 2001, now U.S. Patent No. 6,569,868 issued on May 27, 2003, which is a continuation of U.S. Patent Application Serial No. 09/293,518, filed April 15, 1999, now U.S. Patent No. 6,316,635 issued on November 13, 2001 by virtue of an Assignment filed and recorded on May 24, 1999,

002.1082108.1

09/29/2003 MBIZUNES 00000153 190741 09191199

01 FC:1814

110.00 DA

on Reel/Frame 009971/0873 , in the United States Patent and Trademark Office, a copy of the Assignment document is attached hereto as APPENDIX B.

Your Petitioner, SUGEN, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on U.S. Patent Application Serial No. 09/899,550, filed July 6, 2001, now U.S. Patent No. 6,569,868 issued on May 27, 2003. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that the legal title to U.S. Patent Application Serial No. 09/899,550, filed July 6, 2001, now U.S. Patent No. 6,569,868, shall be the same as the legal title to any patent granted on the instant application, this agreement to run with any patent granted on the instant application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the instant application, prior to the full statutory term of U.S. Patent Application Serial No. 09/899,550, filed July 6, 2001, now U.S. Patent No. 6,569,868 as defined in 35 U.S.C. §§154-156 and 173, in the event that any patent granted on U.S. Patent Application Serial No. 09/899,550, filed July 6, 2001, now U.S. Patent No. 6,569,868, expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate, is reissued or as a result of an interference proceeding, or is otherwise

in any manner not deemed to provide the rights conveyed by 35 USC §154, prior to the full statutory term of any patent granted on U.S. Patent Application Serial No. 09/899,550, filed July 6, 2001, now U.S. Patent No. 6,569,868 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of a patent granted on the instant application that would extend beyond the present termination of any patent granted on U.S. Patent Application Serial No. 09/899,550, filed July 6, 2001, now U.S. Patent No. 6,569,868, in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on the instant application to the extent provided by law.

The undersigned, being the Attorney of Record for the instant application, and duly authorized to act on behalf of Petitioner, certifies that she has reviewed the Assignments attached as APPENDICES A and B, and to the best of her knowledge and belief, legal title to the instant application rests with Petitioner, SUGEN, Inc. The undersigned declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both,

under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.



Date September 25, 2003

FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-5300  
Telephone: (202) 672-5427  
Facsimile: (202) 672-5399

Respectfully submitted,

A handwritten signature in black ink, appearing to be "Beth A. Burrous", written over a horizontal line.

Beth A. Burrous  
Attorney for Applicants  
Registration No. 35,087

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741 for any such fees; and applicant(s) hereby petition for any needed extension of time.

# APPENDIX A



390 MAN  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

MAY 26, 1999

PTAS

LYON & LYON LLP  
RICHARD J. WARBURG  
633 WEST FIFTH STREET, SUITE 4700  
LOS ANGELES, CA 90071-2066



\*100981573A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 02/22/1999

REEL/FRAME: 9803/0221  
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
TANG, PENG CHO

DOC DATE: 02/10/1999

ASSIGNOR:  
SUN, LI

DOC DATE: 02/10/1999

ASSIGNOR:  
MCMAHON, GERALD

DOC DATE: 02/15/1999

ASSIGNEE:  
SUGEN, INC.  
230 EAST GRAND AVENUE  
SO. SAN FRANCISCO, CALIFORNIA 94080

SERIAL NUMBER: 09191199  
PATENT NUMBER:

FILING DATE: 11/12/1998  
ISSUE DATE:

JUN 15 1999

S.D. PROCESSION

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JUN 08 1999  
U.S. PATENT OFFICE

9803/0221 PAGE 2

PAULA MCCRAY, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

03-15-1999

FORM PTO-1595  
1-31-92U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

REC



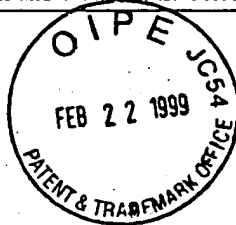
:ET

Docket No. 238/130

100981573

To the Honorable Commissioner of Patents and Trademarks. Please return this document or copy thereof.

## 1. Name of conveying party(ies):

Peng Cho Tang  
Li Sun  
Gerald McMahon

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

## 3. Nature of conveyance:

2-22-99

☒ Assignment

Execution Date: 10 and 16 February 1999

## 2. Name and address of receiving party:

Name: SUGEN, INCStreet Address 230 East Grand AvenueCity: So. San FranciscoState: CaliforniaZip: 94080Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No(s). 09/191,199

B. Patent No(s):

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Richard J. WarburgInternal Address: LYON & LYON LLP  
633 West Fifth Street, Suite 4700  
Los Angeles, CA 90071-20666. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

☒ Enclosed☒ Charge this Deposit Account if any additional fee is required

8. Deposit Account Number: 12-2475

## DO NOT USE THIS SPACE

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Date: February 17, 1999

Charles S. Berkman, Reg No. 38,077

Total number of pages including cover sheet: 5

OMB No. 0651-0011 (exp. 4/94)

40E

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Washington, D.C. 20231

02/24/1999 AIBRAHIM 00000056 09191199

06 FC:581

40.00 00

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## ASSIGNMENT

For valuable consideration, we, PENG CHO TANG, a citizen of USA; LI SUN, a citizen of CHINA; and GERALD MCMAHON, a citizen of USA (hereinafter referred to as "the Assignors"), hereby assign to SUGEN, INC., a corporation organized and existing under and by virtue of the laws of the State of Delaware and having its principal place of business at 230 East Grand Avenue, South San Francisco, California 94080 and its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are the subject of an application for United States Patent filed on November 12, 1998, U.S. Serial No. 09/191,199, and related applications and patents, entitled 3-HETEROARYLIDENEAZAINDOLIN-2-ONE TYROSINE KINASE INHIBITORS, this assignment including said application, any and all United States and foreign patents granted for any of said inventions or improvements, including all divisions, continuations, reissues, continuations-in-part and extensions thereof, and the right to claim priority based on the filing date of said application and based on the filing date of any provisional application of which said application claims the benefit under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our names or in its own name for patents and like rights of exclusion and for inventor's certificates for said inventions and improvements; and we agree for ourselves and our heirs, legal representatives and assigns, without further compensation, upon request to perform such lawful acts, to promptly provide Assignee with all pertinent facts and documents relating to said invention or application as may be known and accessible to us, to testify in any interference or litigation related to said invention or application and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this Assignment.

The Assignors hereby covenant that no assignment, sale, agreement, or encumbrance has been or will be made or entered into which would conflict with this Agreement.

WITNESS my hand at South San Francisco, CA  
this 10<sup>th</sup> day of February, 1999.  
[Signature]  
Peng Cho Tang

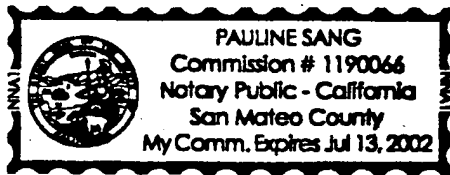
STATE OF California )  
COUNTY OF San Mateo ) ss

On 02/10/99 before me, PAULINE SANG, Notary Public, personally appeared  
Peng Cho Tang

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies); and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[Signature]  
Notary Public in and for said County and State.



WITNESS my hand at SOUTH SAN FRANCISCO, CA  
this 10<sup>th</sup> day of FEBRUARY, 1999.

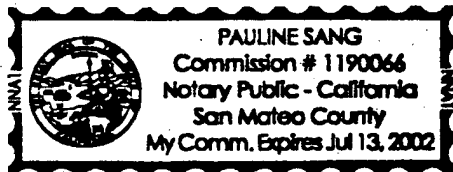
  
Li Sun

STATE OF CALIFORNIA )  
 ) SS  
COUNTY OF SAN MATEO )

On 02/10/99 before me, PAULINE SANG, Notary Public, personally appeared  
Li Sun

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

**WITNESS my hand and official seal.**



Notary Public in and for said County and State

WITNESS my hand at South San Francisco, CA  
this 16<sup>th</sup> day of February, 1999.

  
Gerald McMahon

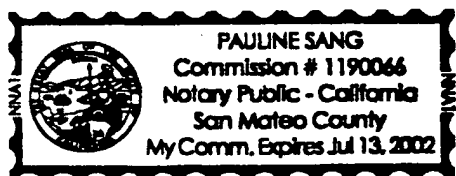
STATE OF California )  
COUNTY OF San Mateo ) ss

On 02/16/99 before me, Pauline Sang, Notary Public, personally appeared  
Gerald McMahon

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

  
Notary Public in and for said County and State



# APPENDIX B



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

JULY 27, 1999

PTAS

LYON & LYON LLP  
BERNARD F. ROSE, ESQ.  
633 WEST FIFTH STREET  
SUITE 4700  
LOS ANGELES, CA 90071-2066



UNITED STATES PATENT AND TRADEMARK OFFICE  
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RECORDATION DATE: 05/24/1999

REEL/FRAME: 009971/0873  
NUMBER OF PAGES: 8

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

TANG, PENG CHO

DOC DATE: 04/23/1999

ASSIGNOR:

SUN, LI

DOC DATE: 04/23/1999

ASSIGNOR:

MCMAHON, GERALD

DOC DATE: 04/23/1999

ASSIGNOR:

HARRIS, G. DAVIS, JR.

DOC DATE: 04/23/1999

ASSIGNEE:

SUGEN, INC.

230 EAST GRAND AVENUE

SOUTH SAN FRANCISCO, CALIFORNIA

94080-4811

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AUG 04 1999  
U.S. PATENT & TRADEMARK OFFICE

009971/0873 PAGE 2

SERIAL NUMBER: 09293518  
PATENT NUMBER:

FILING DATE: 04/15/1999  
ISSUE DATE:

TARA WASHINGTON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

# RECORDATION FORM COVER SHEET PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Docket No. 241/218

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
Peng Cho Tang; Li Sun; Gerald McMahon; G. Davis Harris, Jr.  
Additional name(s) of conveying party(ies) attached?  
☐ Yes ☒ No

2. Name and address of receiving party:

Name: Sugen, Inc.

Internal Address: 230 East Grand Avenue

City: South San Francisco State: CA Zip: 94080-4811

Street Address: 230 East Grand Avenue

City: South San Francisco State: CA Zip: 94080-4811

Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:  
☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: 4/23/99; 4/23/99; 4/23/99; 4/23/99

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No(s). 08/293,518

B. Patent No(s): \_\_\_\_\_

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Bernard F. Rose, Esq.

Internal Address: LYON & LYON LLP

633 West Fifth Street, Suite 4700  
Los Angeles, CA 90071-2086

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

☒ Enclosed

☐ Charge this Deposit Account if any additional fee is required

8. Deposit Account Number: 12-2475

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Bernard F. Rose  
Bernard F. Rose, Reg No. 42,112

Date: May 18, 1999

Total number of pages including cover sheet: 8

OMB No. 0651-0011 (exp. 4/94)

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**ASSIGNMENT**

WHEREAS, we, **PENG CHO TANG**, a citizen of the United States of America, residing at 827 Camino Ricardo, Moraga, California 94556, **LI SUN**, a citizen of China, residing at 64 Rockharbor Lane, Foster City, California 94404, **GERALD MCMAHON**, a citizen of United States of America, residing at 1800 Schultz Road, Kenwood, California 95452, and **G. DAVIS HARRIS, Jr.** a citizen of the United States of America, residing at 417 Roosevelt Way, San Francisco, California 94114, have invented a new and useful invention entitled "**2-INDOLINONE DERIVATIVES AS MODULATORS OF PROTEIN KINASE ACTIVITY**" for which we have filed application papers for United States Letters Patent thereon under attorney docket number 241/218; and

WHEREAS **SUGEN, INC.**, a Delaware corporation, having a place of business at 230 East Grand Avenue, South San Francisco, California 94080-4811, is desirous of acquiring the exclusive right, title and interest in and to said invention and in to the Letters Patent to be granted and issued therefor in the United States of America and its territories and possessions, and all countries foreign thereto;

NOW THEREFORE for a valuable consideration, the receipt of which is hereby acknowledged, we, **PENG C. TANG, LI SUN, GERALD McMAHON, and G. DAVIS HARRIS, Jr.** do hereby sell, assign, transfer and set over unto the said **SUGEN, INC.** its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all Letters Patents to be granted and issued therefore, not only form to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention for the Protection of Industrial property for every member country, and all applications for patents heretofore or hereafter filed for said invention in any foreign countries and all patents (including all extensions, renewals and reissues thereof) granted for said invention in any foreign countries; and we hereby authorize and request the Commissioner of Patents and Trademarks, and any officials of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to **SUGEN, INC.**, its successors and assigns, in accordance with this Assignment.

IN TESTIMONY WHEREOF, I hereunto set my hand this 23 day of April, 1999.

  
PENG CHO TANG

STATE OF CALIFORNIA     )  
                                  ) ss.  
COUNTY OF SAN MATEO    )

On this 23 day of April, 1999, before me, a Notary Public, State of California, duly commissioned and sworn, personally appeared **PENG CHO TANG** known to me to be the person whose name is subscribed to in the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in South San Francisco, California the day and year first above written.

*see attached  
Calif. All Purpose  
Acknowledgement*

\_\_\_\_\_  
NOTARY PUBLIC

IN TESTIMONY WHEREOF, I hereunto set my hand this 23 day of April, 1999.

  
\_\_\_\_\_  
LI SUN

STATE OF CALIFORNIA       )  
                                  ) ss.  
COUNTY OF SAN MATEO    )

On this \_\_\_\_ day of April, 1999, before me, a Notary Public, State of California, duly commissioned and sworn, personally appeared LI SUN known to me to be the person whose name is subscribed to in the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in South San Francisco, California the day and year first above written.

\_\_\_\_\_  
NOTARY PUBLIC

*see California  
all Purpose  
Acknowledgement  
attached*

IN TESTIMONY WHEREOF, I hereunto set my hand this 23 day of April, 1999.

  
GERALD McMAHON

STATE OF CALIFORNIA )  
COUNTY OF SAN MATEO ) ss.

On this \_\_\_\_ day of April, 1999, before me, a Notary Public, State of California, duly commissioned and sworn, personally appeared GERALD McMAHON known to me to be the person whose name is subscribed to in the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in South San Francisco, California the day and year first above written.

\_\_\_\_\_  
NOTARY PUBLIC

*see attached  
California All  
purpose Acknowledgement*

IN TESTIMONY WHEREOF, I hereunto set my hand this 23 day of April, 1999.

D. Davis Harris Jr.  
G. DAVID HARRIS Jr.  
5

STATE OF CALIFORNIA     )  
                                  ) ss.  
COUNTY OF SAN MATEO    )

On this \_\_\_\_ day of April, 1999, before me, a Notary Public, State of California, duly commissioned and sworn, personally appeared G. DAVID HARRIS known to me to be the person whose name is subscribed to in the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in South San Francisco, California the day and year first above written.

\_\_\_\_\_  
NOTARY PUBLIC

*See attached  
California All Purpose  
Acknowledgement*

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

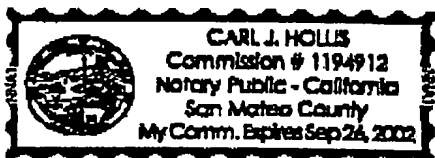
County of SAN MATEO

SS.

On 4/23/99, before me, CARL J. HOLLIS NOTARY  
Name and Title of Officer (e.g., "Jane Doe, Notary Public")  
personally appeared PENG C TANG AND LI SUN AND GERALD MCMAHON AND E DAVIS HARRIS JR.  
Name(s) of Signer(s)

- ☐ personally known to me  
☒ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Place Notary Seal Above

WITNESS my hand and official seal.

Carl J. Hollis  
Signature of Notary Public

## OPTIONAL

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

### Description of Attached Document

Title or Type of Document: Assignment 241/218

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer

Signer's Name: \_\_\_\_\_

- ☐ Individual  
☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney in Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

Signer is Representing: \_\_\_\_\_

RIGHT THUMBPRINT  
OF SIGNER  
Top of thumb here

7683-121



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

OCTOBER 29, 1996

PENNIE & EDMONDS  
LAURA A. CORUZZI  
1155 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036

RECEIVED TO *Ensign*  
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NOV 06 1996  
Pennie & Edmonds  
O.K. for filing



\*100258683A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
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BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
TANG, PENG CHO

DOC DATE: 06/13/1996

ASSIGNOR:  
SUN, LI

DOC DATE: 06/13/1996

ASSIGNOR:  
MCMAHON, GERALD

DOC DATE: 06/18/1996

ASSIGNEE:  
SUGEN, INC.  
515 GALVESTON DRIVE  
REDWOOD CITY, CALIFORNIA 94063

SERIAL NUMBER: 08655223  
PATENT NUMBER:

FILING DATE: 06/05/1996  
ISSUE DATE:



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MAYA BENNETT, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

08-22-1996

IT

Attorney Docket Number

7683-121-999



100258683

AND TRADEMARKS

Box Assignments

Washington, DC 20231

MRD 8-7-96

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1. Name of conveying party(ies):

Peng Cho TANG, Li SUN, and  
MCMAHONAdditional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ OtherExecution Date: 06/13/96, 06/13/96,  
06/18/96

2. Name and address of receiving party(ies):

Name: Sugan, Inc.

Address: 515 Galveston Drive

Redwood City, California 94063

Country (if other than USA):

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s) 08/655,223

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No5. Name and address of party to whom correspondence  
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To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the  
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Name of Person Signing Reg. No.

Signature

25,227

Date

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## ASSIGNMENT

WHEREAS, WE, Peng Cho TANG, Li SUN, Gerald McMAHON, ASSIGNORS, citizens of United States, China and United States, residing at 827 Camino Real, Moraga, California 94556, 64 Rockharbor Lane, Foster City, California 94404, and 1800 Schultz Road, Kenwood, California 95452, are the inventors in 3-Heteroaryl-2-Indolinone Compounds for the Treatment of Disease for which we have executed an application for a Patent of the United States

\_\_\_ which was executed on \_\_\_\_\_ even date herewith or \_\_\_\_\_

☒ which is identified by Pennie & Edmonds docket no. 7583-121-999

\_\_\_ which was filed on, June 5, 1996, Serial No. Unassigned

and WHEREAS, SUGEN, Inc., ASSIGNEE is desirous of obtaining the entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals, and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

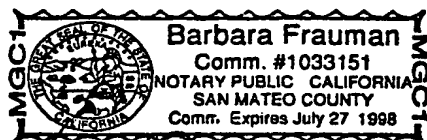
AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, we hereunto set our hands and seals the day and year set opposite our respective signatures.

Date 6/13, 1996 PENG CHO TANG L.S.State of California )  
) SS:  
County of San Mateo )

On June 13, 1996 before me the undersigned, a Notary Public for the State of California, personally appeared PENG CHO TANG, personally to me known (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to within the instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



Barbara Frauman  
Signature of Notary

Date 6/13, 1996 LI SUN L.S.State of California )  
) SS:  
County of San Mateo )

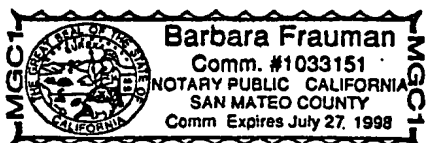
On June 13, 1996 before me the undersigned, a Notary Public for the State of California, personally appeared LI SUN, personally to me known (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to within the instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



Barbara Frauman  
Signature of Notary

Date 6/18, 1996 GERALD McMAHON L.S.State of California )  
) SS:  
County of San Mateo )

On June 18, 1996 before me the undersigned, a Notary Public for the State of California, personally appeared GERALD McMAHON, personally to me known (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to within the instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



Barbara Frauman  
Signature of Notary